

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 Michael John McLeod, *et al.*,

10 Plaintiffs,

11 vs.

12 Valve Corporation, *et al.*,

13 Defendants.

Case No. 2:16-cv-01227-JCC

**DECLARATION OF  
COLEMAN W. WATSON, ESQ.  
IN SUPPORT OF DEFENDANTS  
CSGO LOTTO, INC. AND TREVOR  
A. MARTIN'S MOTION FOR  
ATTORNEYS' FEES**

14 **I, COLEMAN W. WATSON**, declare and affirm as follows:

15 1. My name is Coleman W. Watson, and I am over 18 years of age. I am  
16 competent and qualified to make this declaration.

17 2. I am an attorney for Defendants, CSGO Lotto, Inc. and Trevor A. Martin  
18 (hereinafter "Lotto" and "Martin"). As such, I am authorized to make this declaration on  
19 behalf of Lotto and Martin in support of their motion for attorneys' fees against Plaintiffs.

20 3. I am licensed to practice law in the States of California, New York, Florida,  
21 and Georgia, as well as before the United States Patent & Trademark Office. I have been a  
22 practicing attorney for approximately seven years. Although I am not admitted to practice  
23

1 law in Washington, I am admitted *pro hac vice* before this court to represent Lotto and  
2 Martin in this proceeding.

3 4. I have personal knowledge of the facts stated herein, or I have derived such  
4 knowledge from reviewing my records pertaining to this action. To the best of my  
5 knowledge, the facts stated in the motion for attorneys' fees are true and correct, and are  
6 incorporated herein by reference.

7 5. Attorneys' fees requested by this declaration include work completed by  
8 attorneys with Watson LLP, as of September 1, 2016, which is the date on which Lotto and  
9 Martin filed the motion to dismiss the amended class action complaint. Additionally, fees  
10 requested include local counsel, AKW Law, PLLC, that such counsel incurred as of that date.

11 6. In prosecuting this action on behalf of Lotto and Martin, I and other attorneys  
12 and paralegals at Watson LLP expended the amounts of time, and at the noted billing rates,  
13 as set forth in **Exhibit "1,"** attached hereto, which are the billing records of Watson LLP  
14 from August 4, 2016 (*i.e.*, filing date of the complaint) through September 1, 2016 (*i.e.*, filing  
15 date of the motion to dismiss the amended class action complaint). However, it is  
16 appropriate to remove amounts of time from the billing records that is unrelated to Lotto and  
17 Martin's defense of this action. Thus, although page 2 of Exhibit 1 indicates a total of 91.10  
18 hours and \$35,073.50 dollars, upon removing the unrelated time entries, the adjusted total is  
19 87.50 hours and \$33,687.50 dollars.

20 7. In addition to the foregoing, the billing records show a series of time entries  
21 from August 21, 2016 through September 1, 2016, reflecting the total amount of time spent  
22 by Watson LLP on Lotto and Martin's motion to dismiss the first amended complaint. Given  
23 that the motion to dismiss contained three discrete arguments for dismissal, and the court

1 only granted dismissal on one of these arguments, it is also appropriate to downwardly adjust  
2 the hours by 66%, for a total of **29.17 hours** and **\$11,229.17** dollars.

3 8. In prosecuting this action on behalf of Lotto and Martin, attorneys and  
4 paralegals at AKW Law, PLLC expended the amounts of time, and at the noted billing rates,  
5 as set forth in **Exhibit "2,"** attached hereto, which are the billing records of AKW Law,  
6 PLLC from August 17, 2016 through September 1, 2016.

7 9. The total amounts of reasonable and recoverable attorneys' fees Lotto and  
8 Martin incurred from August 4, 2016 through September 1, 2016, is **\$11,970.17**. The total is  
9 based on \$11,229.17 from Watson LLP and \$741.00 from local counsel, AKW Law, PLLC.  
10 See Ex. 1, 2. This amount is also based on adjusted total hours of **31.77** hours (29.17 from  
11 Watson LLP and 2.6 from AKW Law, PLLC), which is reasonable considering the  
12 complexity of this action, and the multitude of parties.

13 10. I believe the hourly rates charged by the attorneys and paralegals at Watson  
14 LLP and AKW Law, PLLC, as well as the adjusted total hours, in the prosecution of this  
15 matter are reasonable and customary for litigation of this nature in this federal district.

16 I DECLARE under penalty of perjury that the foregoing is true and correct.

17  
18 **DATED** this 18th day of October, 2016.

19 *Coleman Watson*

20 \_\_\_\_\_  
Coleman W. Watson, Esq.

Date	Matter	Description	User	Rate	Total
09/01/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 7.50	\$385.00	\$2,887.50
08/31/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 8.20	\$385.00	\$3,157.00
08/30/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 6.30	\$385.00	\$2,425.50
08/29/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 7.40	\$385.00	\$2,849.00
08/28/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 6.80	\$385.00	\$2,618.00
08/27/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 5.50	\$385.00	\$2,117.50
08/26/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 6.40	\$385.00	\$2,464.00
08/25/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 8.30	\$385.00	\$3,195.50
08/24/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 7.30	\$385.00	\$2,810.50
08/23/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 7.70	\$385.00	\$2,964.50
08/22/2016	<u>16-0008</u>	Continue researching case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 4.40	\$385.00	\$1,694.00
08/21/2016	<u>16-0008</u>	Research case law and draft motion to dismiss first amended class action complaint. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 4.60	\$385.00	\$1,771.00
08/18/2016	<u>16-0008</u>	<u>REDACTED</u>	<u>Coleman Watson</u> 0.30	\$385.00	\$115.50
08/18/2016	<u>16-0008</u>	Draft correspondence to opposing counsel concerning extension of time to respond to class action complaint and concerning the Steam accounts of Plaintiffs. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 0.60	\$385.00	\$231.00

Date	Matter	Description	User	Rate	Total
08/18/2016	<u>16-0008</u>	<u>REDACTED</u>	<u>Coleman Watson</u> 1.40	\$385.00	\$539.00
08/18/2016	<u>16-0008</u>	Review ESI questionnaires from custodians and provide instruction to ESI vendor for collection purposes. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 3.20	\$385.00	\$1,232.00
08/17/2016	<u>16-0008</u>	Draft correspondence to local counsel concerning admission pro hac vice in the U.S. District Court for the Western District of Washington. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 0.50	\$385.00	\$192.50
08/17/2016	<u>16-0008</u>	Review Ninth Circuit case law concerning whether motions to appear pro hac vice constitute a waiver of personal jurisdiction. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 0.60	\$385.00	\$231.00
08/16/2016	<u>16-0008</u>	<u>REDACTED</u>	<u>Coleman Watson</u> 1.10	\$385.00	\$423.50
08/16/2016	<u>16-0008</u>	<u>REDACTED</u>	<u>Coleman Watson</u> 0.80	\$385.00	\$308.00
08/08/2016	<u>16-0008</u>	Teleconference with ESI vendor concerning ESI collection from Trevor Martin and Ben Davis. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 0.80	\$385.00	\$308.00
08/04/2016	<u>16-0008</u>	Draft correspondence concerning ESI collection to custodians. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 0.80	\$385.00	\$308.00
08/04/2016	<u>16-0008</u>	Conduct teleconference with Valve's counsel concerning preliminary strategy in the lawsuits. <u>Billed on Invoice 608</u>	<u>Coleman Watson</u> 0.60	\$385.00	\$231.00
			91.10		\$35,073.50

**AKW Law PLLC**  
 6100 219th St. SW  
 Suite 480  
 Mountlake Terrace, WA 98043  
 United States  
 8559259529



**Coleman Watson**

**Balance** \$0.00  
**Invoice #** 128023  
**Invoice Date** September 11, 2016  
**Payment Terms** Net 30  
**Due Date** October 11, 2016

**McLeod, et al. v. Valve Corp., et al.**

### Time Entries

Date	EE	Activity	Description	Rate	Hours	Line Total
08/17/2016	AW	Draft	Draft application for leave to appear PHV and research re personal jurisdiction and timing of motions, and email co-counsel re same.	285.00	0.6	171.00
08/18/2016	AW	Finalize	Finalize application and NOA and filing.	285.00	0.2	57.00
08/31/2016	AW	Review	Review draft motion to dismiss and email Coleman feedback.	285.00	1.2	342.00
09/01/2016	AW	Review	Review draft of motion to dismiss and emails with Coleman.	285.00	0.6	171.00

Totals: **2.6** **\$741.00**

### Expenses

Date	EE	Activity	Description	Cost	Quantity	Line Total
08/18/2016	AW	File	File PHV application.	226.00	1.0	226.00

Expense Total: **\$226.00**

### Notes:

If you have funds in trust, please note that fees and costs shall be withdrawn from funds held in trust five (5) days after mailing of the invoice, absent objection or concern raised by the Client. Should you elect to pay via check, card, or money order instead of having the funds withdrawn from trust, please contact Trisha Bernardo (info@akwlawpllc.com) to notify her of such within 5 days of mailing of the invoice. Thank you.

Time Entry Sub-Total:	741.00
Expense Sub-Total:	226.00
<b>Sub-Total:</b>	<b>967.00</b>
<b>Total:</b>	<b>967.00</b>
<b>Amount Paid:</b>	<b>967.00</b>
<b>Balance Due:</b>	<b>\$0.00</b>

## Payment History

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Activity	Date	Pay Method	Amount	Responsible User	Deposited Into
Payment Received	09/11/2016	Trust	\$967.00	Coleman Watson (Co-counsel)	Operating Account

## Account Summary

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### Coleman Watson's Trust History

Balance As Of 09/11/2016: \$4,033.00

Date	Related To	Details	Amount	Balance
09/11/2016	128023	Payment from trust	-\$967.00	\$4,033.00
08/17/2016	--	Trust deposit	\$5,000.00	\$5,000.00